

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Sprint) Application No. C-3429
Communications Company L.P.,)
Overland Park, Kansas,)
Petition for arbitration under)
the Telecommunications Act, of)
certain issues associated with) ORDER ON REMAND
the proposed Interconnection)
Agreement between Sprint and)
Southeast Nebraska Telephone)
Company, Falls City.) Entered: October 30, 2007

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

On September 7, 2007, the United States District Court for the District of Nebraska reversed the Commission's decision in Docket C-3429 adopting Southeast Nebraska Telephone Company's (SENTCO's) language in an arbitrated Interconnection Agreement and remanded the case to the Commission with instructions to adopt the language provided by Sprint that will define the terms "end users" (or "end use customer") and "reciprocal compensation."¹ In accordance with the District Court's Order, the language proposed by Sprint Communications Company L.P. (Sprint) should be adopted. The Interconnection Agreement filed by Sprint on October 17, 2007, should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Commission's Orders entered on September 13, 2005, and November 22, 2005, making findings and approving the arbitrated Interconnection Agreement between Sprint and Southeast Nebraska Telephone Company are hereby vacated as mandated by the United States District Court for the District of Nebraska.

IT IS FURTHER ORDERED that language provided by Sprint Communications L.P. in the arbitration defining the terms "end users" (or "end use customer") and "reciprocal compensation" shall be and it is hereby adopted.

¹ See *Sprint Communications Company L.P. v. Nebraska Public Service Commission*, Frank E. Landis, Jr. et al. and *Southeast Nebraska Telephone Company*, Memorandum and Order, 4:05CV3260 (U.S. Dist. Ct. Neb. 2007).

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IT IS FURTHER ORDERED that the agreement filed on October 17, 2007, by Sprint Communications L.P. be and it is hereby approved.

MADE AND ENTERED at Lincoln, Nebraska this 30th day of October, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald J. Vap

Anne C. Boyle

Tim Schram

//s// Rod Johnson

//s// Frank E. Landis

Chairman

Rod Johnson

ATTEST:

Michael J. Hall

Executive Director